IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 22ND MARCH 2007 / 1ST CHAITHRA 1929

Bail Appl..No. 1763 of 2007()

CRIME NO.147/2007 OF CASBA POLICE STATION, ERNAKULAM NORTH

PETITIONERS

---

1. BINOY MATHE, AGED 29 YEARS,
S/O P.T.MATHEW, I-C WHITE WATERS APARTMENTS,
THEVARA, ERNAKULAM-13.

2. BIJOY, AGED 27 YEARS, S/O P.T.MATHEW,
I-C WHITE WATERS APARTMENTS, THEVARA,
ERNAKULAM-13

3. TRESA MATHEW, AGED 51 YEARS,
W/O P.T.MATHEW, I-C WHITE WATERS APARTMENTS,
THEVARA, ERNAKULAM-13.

BY ADV. SRI.P.SANJAY
SRI.A.PARVATHI MENON

RESPONDENTS:

STATE OF KERALA REPD. BY SUB INSPECTOR
OF POLICE, CUSBA TOWN NORTH POLICE STATION,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1763/2007

Dated this 22nd day of March, 2007

O R D E R

In this Petition filed under Sec. 438 Cr.P.C., the petitioners who are the accused Crime No. 147/2007 of Casba Police Station, Ernakulam North, for offences punishable under Section s 498 and 406 IPC read with Section 34 IPC, seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the Investigating Officer to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction to the Investigating officer and subject to the following conditions:

(a). Petitioners 1 and 2 shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

(c). Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

(d). Petitioners shall not commit any offence while on bail.

(e). Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

4. If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

The application is allowed as above.

V.RAMKUMAR,
JUDGE

mrcs